

AUG 17 2005

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FACSIMILE COVER SHEET

Deliver to: Sajous, Wesner, USPTO

Art Group: 2676

Facsimile No.: 571-873-8300

Date: August 17, 2005

From: William W. Schaal, Reg. No. 39,018

Our Docket No.: 80398P360

Number of pages 13 including this sheet.

Application No.: 09/735,572

Filing Date: 12/12/2000

Docket Due Date(s): 12/15/2004


Enclosed are the following documents:

- ☒ Amendment: Response (9 pgs)
☐ Appeal Brief (pgs)
☐ Application: _____
 (pgs) w/cover & abstract
☐ Assignment & Cover Sheet (pgs)
☒ Certificate of Facsimile
☐ Continued Prosecution Application (CPA)
☐ Declaration & POA (pgs)
☐ Drawings: sheets, figures
☐ Extension of Time: _____
☒ Fee Transmittal (in duplicate)
☐ IDS & PTO/SB/08 (pgs)
☐ Other _____

☐ Issue Fee Transmittal
☐ Notice of Appeal
☐ Petition for: _____
☐ Request for Continued Examination (RCE)
☐ Reply Brief (pgs)
☐ Request & Certification Under 35 USC 122(b)(2)(B)(i)
☐ Request to Rescind Previous Nonpublication Request
☐ Response to Notice of Missing Parts & Formalities Letter
☐ Response to Written Opinion (pgs)
☐ Terminal Disclaimer
☐ Transmittal of Publication Fee Due
☒ Transmittal Letter

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Office.  8/17/2005
Susan McFarlane Date

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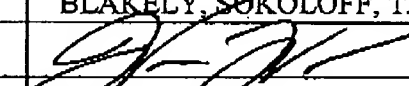
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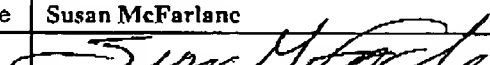
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AUG 17 2005

| | | | |
|---|----|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application No. | 09/735,572 |
| | | Filing Date | December 12, 2000 |
| | | First Named Inventor | Eric Edwards |
| | | Art Unit | 2676 |
| | | Examiner Name | Sajous, Wesner |
| Total Number of Pages in This Submission | 12 | Attorney Docket Number | 80398P360 |

| ENCLOSURES (check all that apply) | | |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 60px; width: 100%;"></div> |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | William W. Schaal, Reg. No. 39,018 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature |  |
| Date | August 17, 2005 |

| CERTIFICATE OF MAILING/TRANSMISSION | | | |
|--|---|------|-----------------|
| I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office. | | | |
| Typed or printed name | Susan McFarlane | | |
| Signature |  | Date | August 17, 2005 |

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 08/04/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

| | | | |
|--|--|----------------------|--|
| FEE TRANSMITTAL for FY 2005 <small>Patent fees are subject to annual revision.</small> | | Complete if Known | |
| | | Application Number | 09/735,572 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. | | Filing Date | December 12, 2000 RECEIVED |
| | | First Named Inventor | Eric Edwards CENTRAL FAX CENTER |
| TOTAL AMOUNT OF PAYMENT | | Examiner Name | Sajous, Wesner |
| (\$) | | Art Unit | 2676 AUG 17 2005 |
| | | Attorney Docket No. | 80398P360 |

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): _____
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- ☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☐ Credit any overpayments

FEE CALCULATION
1. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 22 | 33* | 0 | \$0.00 |
| Independent Claims | 3 | 0 | \$0.00 |
| Multiple Dependent | | | |

| Large Entity | Small Entity | Fee Description |
|--------------|--------------|---|
| Fee Code | Fee Code | |
| 1202 50 | 2202 25 | Claims in excess of 20 |
| 1201 200 | 2201 100 | Independent claims in excess of 3 |
| 1203 350 | 2203 180 | Multiple Dependent claim, if not paid |
| 1204 300 | 2204 150 | **Reissue independent claims over original patent |
| 1205 300 | 2205 150 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (1)

(\$)

**or number previously paid, if greater. For Reissues, see below

2. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description |
|--------------|--------------|--|
| Fee Code | Fee Code | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet |
| 2053 130 | 2053 130 | Non-English specification |
| 1261 120 | 2261 60 | Extension for reply within first month |
| 1252 450 | 2252 225 | Extension for reply within second month |
| 1253 1,020 | 2253 510 | Extension for reply within third month |
| 1254 1,590 | 2254 795 | Extension for reply within fourth month |
| 1255 2,160 | 2255 1,080 | Extension for reply within fifth month |
| 1401 500 | 2401 250 | Notice of Appeal |
| 1402 500 | 2402 250 | Filing a brief in support of an appeal |
| 1403 1,000 | 2403 500 | Request for oral hearing |
| 1451 1,510 | 2451 1,510 | Petition to institute a public use proceeding |
| 1460 130 | 2460 130 | Petitions to the Commissioner |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(a) |
| 1808 180 | 1808 180 | Submission of Information Disclosure Stmt |
| 1809 790 | 1809 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 790 | 2810 385 | For each additional invention to be examined (37 CFR § 1.129(b)) |

Other fee (specify)

SUBTOTAL (2)

(\$)

Fee Paid

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|---|-----------------------------------|----------|-----------|----------------|
| Name (Print/Type) | William W. Schaaf | Registration No. (Attorney/Agent) | 39,018 | Telephone | (714) 557-3800 |
| Signature |  | Date | 08/17/05 | | |

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 12/15/2004.
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

| | | | |
|--|------|---|--|
| FEE TRANSMITTAL for FY 2005 <small>Patent fees are subject to annual revision.</small> | | <i>Complete if Known</i> Application Number: 09/735,572 Filing Date: December 12, 2000 First Named Inventor: Eric Edwards Examiner Name: Sajous, Wesner Art Unit: 2676 Attorney Docket No.: 80398P360 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. | | RECEIVED CENTRAL FAX CENTER AUG 17 2005 | |
| TOTAL AMOUNT OF PAYMENT | (\$) | 0.00 | |

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): _____
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- ☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☐ Credit any overpayments

FEE CALCULATION**1. EXTRA CLAIM FEES**

| | Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|--------------|----------------|----------|
| | 22 | 33* | 0 | \$0.00 |
| Independent Claims | 3 | 6* | 0 | \$0.00 |
| Multiple Dependent | | | | |

| Large Entity | | Small Entity | | Fee Description |
|--------------|----------|--------------|----------|---|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | |
| 1202 | 50 | 2202 | 25 | Claims in excess of 20 |
| 1201 | 200 | 2201 | 100 | Independent claims in excess of 3 |
| 1203 | 380 | 2203 | 180 | Multiple Dependent claim, if not paid |
| 1204 | 300 | 2204 | 150 | **Reissue independent claims over original patent |
| 1205 | 300 | 2205 | 150 | **Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (1) | | | | (\$) |

*or number previously paid, if greater. For Reissue, see below

2. ADDITIONAL FEES

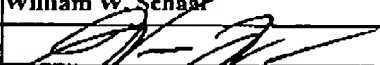
| Large Entity | | Small Entity | | Fee Description |
|---------------------|----------|--------------|----------|--|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or cash |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet |
| 2053 | 130 | 2053 | 130 | Non-English specification |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month |
| 1253 | 1,020 | 2253 | 510 | Extension for reply within third month |
| 1254 | 1,500 | 2254 | 795 | Extension for reply within fourth month |
| 1255 | 2,160 | 2255 | 1,080 | Extension for reply within fifth month |
| 1401 | 500 | 2401 | 250 | Notice of Appeal |
| 1402 | 500 | 2402 | 250 | Filing a brief in support of an appeal |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing |
| 1451 | 1,510 | 2451 | 1,510 | Petition to institute a public use proceeding |
| 1490 | 130 | 2490 | 130 | Petitions to the Commissioner |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(a) |
| 1808 | 180 | 1808 | 180 | Submission of Information Disclosure Stmt |
| 1809 | 790 | 1809 | 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (37 CFR § 1.129(b)) |
| Other fee (specify) | | | | |
| SUBTOTAL (2) | | | | (\$) |

Fee Paid

(\$)

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|---|------------------|--------|-----------|----------------|
| Name (Print/Type) | William W. Schaal | Registration No. | 39,018 | Telephone | (714) 557-3800 |
| Signature |  | (Attorney/Agent) | | Date | 08/17/05 |

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 12/15/2004.
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Appl. No. 09/735,572
Amdt. Dated 08/17/05
Reply to Office Action of May 17, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--------------------|---------------|-----------------------|
| Application. No. : | 09/735,572 | Confirmation No. 5737 |
| Applicant : | Eric Edwards | |
| Filed : | 12/12/2000 | |
| TC/A.U. : | 2676 | |
| Examiner : | Wesner Sajous | |
| Docket No. : | 80398.P360 | |
| Customer No. : | 8791 | |

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

AMENDMENT

Sir:

In response to the Office action of May 17, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.